

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the amendment by striking out all of section 22 and inserting the following:

Sec. 22. Implementation. Notwithstanding the Maine Revised Statutes, Title 25, section 1541, subsection 3, paragraph C and Title 34-B, section 3864, subsection 12, a court is not required to transmit to the Department of Public Safety, State Bureau of Identification an abstract of any order for involuntary commitment issued by the court and the commanding officer of the State Bureau of Identification is not required to report to the Federal Bureau of Investigation, National Instant Criminal Background Check System any court's finding described in Title 25, section 1541, subsection 3, paragraph C until the judicial branch and the Department of Public Safety receive sufficient funding for the implementation of Title 25, section 1541, subsection 3, paragraph C and Title 34-B, section 3864, subsection 12.

Sec. 23. Appropriations and allocations. The following appropriations and allocations are made.

JUDICIAL DEPARTMENT

Courts - Supreme, Superior, District and Administrative 0063

Initiative: Allocates funds for one-time contractual services for computer programming.

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|----------------------------------|----------------|----------------|
| FEDERAL EXPENDITURES FUND | 2007-08 | 2008-09 |
| All Other | \$0 | \$155,000 |
| | <hr/> | |
| FEDERAL EXPENDITURES FUND TOTAL | \$0 | \$155,000 |

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|-------------------------------------|----------------|------------------|
| JUDICIAL DEPARTMENT | | |
| DEPARTMENT TOTALS | 2007-08 | 2008-09 |
| FEDERAL EXPENDITURES FUND | \$0 | \$155,000 |
| | <hr/> | |
| DEPARTMENT TOTAL - ALL FUNDS | \$0 | \$155,000 |

PUBLIC SAFETY, DEPARTMENT OF

State Police 0291

Initiative: Allocates funds for development of a new computer system to transmit information to the Federal Government.

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|---|----------------|------------------|
| FEDERAL EXPENDITURES FUND | 2007-08 | 2008-09 |
| All Other | \$0 | \$48,000 |
| | <hr/> | <hr/> |
| FEDERAL EXPENDITURES FUND TOTAL | \$0 | \$48,000 |
| | | |
| PUBLIC SAFETY, DEPARTMENT OF DEPARTMENT TOTALS | 2007-08 | 2008-09 |
| FEDERAL EXPENDITURES FUND | \$0 | \$48,000 |
| | <hr/> | <hr/> |
| DEPARTMENT TOTAL - ALL FUNDS | \$0 | \$48,000 |
| | | |
| SECTION TOTALS | 2007-08 | 2008-09 |
| FEDERAL EXPENDITURES FUND | \$0 | \$203,000 |
| | <hr/> | <hr/> |
| SECTION TOTAL - ALL FUNDS | \$0 | \$203,000 |

Sec. 24. Effective date. That section of this Act that enacts the Maine Revised Statutes, Title 15, section 393, subsection 4-A takes effect July 31, 2009.'

Amend the amendment by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment provides an effective date of July 31, 2009 for the provisions that provide a mechanism for relief for persons who have been committed pursuant to the emergency so-called "blue-paper" process under the Maine Revised Statutes, Title 34-B, section 3863. It also provides that notwithstanding the Maine Revised Statutes, Title 25, section 1541, subsection 3, paragraph C and Title 34-B, section 3864, subsection 12, a court is not required to transmit to the Department of Public Safety, State Bureau of Identification an abstract of any order for involuntary commitment issued by the court and the commanding officer of the State Bureau of Identification is not required to report to the Federal Bureau of Investigation, National Instant Criminal Background Check System any court's finding described in Title 25, section 1541, subsection 3, paragraph C until the judicial branch and the Department of Public Safety receive sufficient funding for the implementation of Title 25, section 1541, subsection 3, paragraph C and Title 34-B, section 3864, subsection 12. This amendment also adds an appropriations and allocations section.

FISCAL NOTE REQUIRED
(See attached)